

870309

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF

MONDAY, MARCH 9, 1987

AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 2:02 p.m. The meeting was recessed by Mayor O'Connor at 5:01 p.m. The meeting was reconvened by Mayor O'Connor at 5:11 p.m. with Council Members Jones, Gotch and Ballesteros not present. Mayor O'Connor adjourned the meeting at 7:55 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
 - (1) Council Member Wolfsheimer-present
 - (2) Council Member Cleator-present
 - (3) Council Member McColl-present
 - (4) Council Member Jones-present
 - (5) Council Member Struiksma-present
 - (6) Council Member Gotch-present
 - (7) Council Member McCarty-present
 - (8) Council Member Ballesteros-excused by R-267837
(City business in Sacramento, CA)
- Clerk-Abdelnour (eb)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Cleator-not present
- (3) Council Member McColl-present
- (4) Council Member Jones-not present
- (5) Council Member Struiksma-present
- (6) Council Member Gotch-present
- (7) Council Member McCarty-present
- (8) Council Member Ballesteros-not present

ITEM-10: INVOCATION

Invocation was given by Reverend Susan Tobias, St.
Mark's Episcopal Church.

FILE LOCATION: MINUTES

Mar-9-1987

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Struiksma.

FILE LOCATION: MINUTES

ITEM-30: (R-87-1716) ADOPTED AS RESOLUTION R-267822

Commending ESPN for its invaluable contribution to the America's Cup tradition and extending a sincere invitation to ESPN to participate in the next three-year cycle of the America's Cup Competition here in America's Finest City.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A042-103.)

MOTION BY McCARTY TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

ITEM-31: WELCOMED

Welcoming a group of 16 students from the International Senior Officers Amphibious Planning Course, accompanied by Lt. John Nixon. This group will arrive at approximately 2:00 p.m.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A103-123.)

ITEM-32: GRANTED HEARING FOR APRIL 7, 1987 2:00 P.M.

Matter of the request of Sunroad Enterprises and related entities, by Seltzer Caplan Wilkins & McMahon, for a hearing of an appeal from the decision of the Planning Commission in approving, with modifications, Planned Commercial Development Permits PCD-83-0393 and PCD-84-0128 and Tentative Map TM-83-0393 (Friars Mission Center), on a site located on the north side of Friars Road between Frazee Road and Mission Center Road. The subject property is more particularly described as Lots 1 and 3, Mission Valley Heights, Map-11034 and a portion of Lots 3 and 4 of Licensed Surveyor's Map-170, a partition of a portion of Pueblo Lots 1173 and 1174, in Zones R1-5000 and CN (portion

proposed Zone CA) (portions HR), in the Mission Valley Community Plan area (proposed Mission Valley Heights Specific Plan area). This project proposes to construct a 150,000-square-foot retail commercial center on a one-lot subdivision on a 14.6-acre portion of the above described real property and to construct a commercial office rather than retail uses on a 10.2-acre portion of the above described real property.

(PCD & TM-83-0393 & PCD-84-0128. District-5.)

FILE LOCATION: PERM PCD-83-0393 and PCD-84-0128 SUBD
Friars Mission Center

COUNCIL ACTION: (Tape location: A245-267.)

MOTION BY STRUIKSMA TO GRANT THE REQUEST FOR A HEARING OF THE APPEALS ON APRIL 7, 1987, 2:00 P.M. Second by Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

* ITEM-50: (O-87-62 Rev. 1) ADOPTED AS ORDINANCE O-16823 (New Series)

Amending Chapter III, Article 3, Division 34, of the San Diego Municipal Code, by amending Sections 33.3402, 33.3403, 33.3404, 33.3405, 33.3406, 33.3407, 33.3408, 33.3409, relating to Bingo Games for Charitable Non-Profit Organizations.

(Introduced on 2/23/87. Council voted 9-0.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A299-374.)

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

ITEM-51: (O-87-108) CONTINUED TO MARCH 16, 1987

Amending Chapter IV, Article 4, Division 3, of the San Diego Municipal Code by amending Sections 44.0300, 44.0302, 44.0303, 44.0304, 44.0305; and by adding Section 44.0304.1, relating to Animals, to adopt Animal Control provisions of the County of San Diego within the City limits.

(Introduced on 2/23/87. Council voted 7-2. Districts 1 and 3 voted nay.)

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A299-360.)

MOTION BY McCOLL TO CONTINUE TO MARCH 16, 1987, AT COUNCIL MEMBER McCOLL'S REQUEST AND DIRECT THE CITY ATTORNEY TO ADVISE ON ANY POTENTIAL LITIGATION STATEWIDE AND HOW IT WOULD AFFECT SAN DIEGO. Second by McCarty. Passed by the following vote:

Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

* ITEM-52: (O-87-160) INTRODUCED, TO BE ADOPTED MARCH 24, 1987

Introduction of an Ordinance amending Chapter VI, Article 3, of the San Diego Municipal Code, by amending Section 63.25.73, relating to Overnight Storage of Vessels, Boats and Trailers, to prohibit storing or leaving boats, vessels or trailers overnight on the shoreline of Mission Bay Park between Santa Clara Point and Ingraham Street Bridge, except on weekends and holidays.

(See City Manager Report CMR-87-73. Mission Bay Community Area. District-6.)

COMMITTEE ACTION: Reviewed by PFR on 2/11/87. Recommendation to approve the ban of boats on Sail Bay Beach to the Ingraham Street Bridge. Districts 2, 3, 5, 7 and 8 voted yea. Aud. Cert. 8700650.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A360-374.)

CONSENT MOTION BY GOTCH TO INTRODUCE. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

* ITEM-100:

Four actions relative to awarding contracts:

Subitem-A: (R-87-1568) ADOPTED AS RESOLUTION R-267823
Focus Camera, Inc. for furnishing photographic film and supplies, as may be required for a period of one year beginning March 1, 1987 through February 29, 1988, for an estimated cost of \$140,000, including tax and terms.
(BID-7838)

Subitem-B: (R-87-1564) ADOPTED AS RESOLUTION R-267824
A-Pot Rental for rental of portable toilets, as may be

required for a period of one year beginning March 1, 1987 through February 29, 1988, for an estimated cost of \$36,000, including tax and terms. (BID-7839)

Subitem-C: (R-87-1567) ADOPTED AS RESOLUTION R-267825
Pinkerton's, Inc. for furnishing security guard service throughout Penasquitos Canyon Preserve, as may be required for a period of one year beginning April 1, 1987 through March 31, 1988, for an estimated cost of \$22,891.68. (BID-7799)

Subitem-D: (R-87-1569) ADOPTED AS RESOLUTION R-267826
Parkson for the purchase of 2-inch Corp. stops, ball, M.I.P to M.I.P, as may be required for a period of one year beginning February 1, 1987 through January 31, 1988, for a total cost of \$29,501.92, including tax and terms. (BID-7802)

FILE LOCATION: MEET CONTFY87-4

COUNCIL ACTION: (Tape location: A375-382.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

* ITEM-101: (R-87-1565) ADOPTED AS RESOLUTION R-267827

Awarding contracts to Murray Buick Oldsmobile, Bob Stall Chevrolet, C & M Chevrolet, University Ford, Drew Ford, Pacific Beach Ford, Frank Motors, and Trevellyan Oldsmobile Co. for the purchase of miscellaneous vehicles, for a total cost of \$530,587.00, including tax. (BID-7739)

FILE LOCATION: MEET CONTFY87-8

COUNCIL ACTION: (Tape location: A375-382.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

ITEM-102: (R-87-1699) CONTINUED TO MARCH 10, 1987

Authorizing the Mayor and City Clerk to execute the Certificate of Ownership of Parcel Map TM-86-0158, consenting to the preparation and recordation of said map. (Tierrasanta Community Area. District-7.)

CITY MANAGER REPORT: The parcel map being filed includes

City-owned property that was originally acquired for open space purposes. Parcels 1, 6, 7, 11, 14 and 16 (the City-owned property) are included in this map because a map was not filed when the City originally acquired the property. The land is being included in the map now because it is adjacent to land being parceled. The map being filed is a financial map only; the subdivider has entered into an agreement whereby he agrees that no building permits will be issued until another map is processed and recorded over the property. This agreement pertains to the privately-owned land only; it does not affect the City owned parcels.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A385-421, F019-020.)

MOTION BY McCARTY TO CONTINUE TO MARCH 10, 1987, DUE TO LACK OF TIME. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

* ITEM-103: (R-87-1682 Rev.1) ADOPTED AS RESOLUTION R-267828

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Resolution of Intention to vacate California Street, between Dr. Martin Luther King, Jr. Way and "G" Street, and adjacent to Lots A-F, Block 31 and Lots G-L, Block 32, within Map-456, under the provisions of the Public Streets, Highways, and Service Easements Vacation Law; fixing a time and place for a public hearing.

(Centre City Community Area. District-8.)

FILE LOCATION: STRT J-2644

COUNCIL ACTION: (Tape location: A375-382.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

* ITEM-104: (R-87-1692) ADOPTED AS RESOLUTION R-267829

Resolution of Intention for the improvement of 55th Street between Imperial Avenue and Santa Margarita Street, under the provisions of the San Diego Municipal Code and the Improvement Act of 1911.

(Southeast San Diego Community Area. District-4.)

CITY MANAGER REPORT: This project was initiated by 100 percent of the property owners involved. The petition was

accepted by the City Council per Resolution R-260422. The proposed improvements are located on the westerly side of 55th Street between Imperial Avenue and Santa Margarita Street, and consists of grading, paving, sidewalk, curb and gutter, and driveway construction. At the time the petition was issued the estimated costs for street improvements were \$40 to \$45 per frontage foot excluding driveway construction. When the design was completed the engineer's estimate was \$100 per frontage foot, due primarily to more required dirt work than was previously estimated. This project is located within the Project First Class improvement area, which, as approved by the City Council utilizes a 50/50 cost sharing concept for the financing of public improvements. Based on this program we recommend that the City pay half of the street improvement costs, and that the benefiting property owners pay the remaining half plus the cost of driveway construction.

FILE LOCATION: STRT D-2243

COUNCIL ACTION: (Tape location: A375-382.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

* ITEM-105:

Two actions relative to the Prospect Place (Roslyn Lane to Torrey Pines Road) Underground Utility District:
(La Jolla Community Area. District-1.)

Subitem-A: (R-87-1707) ADOPTED AS RESOLUTION R-267830

Designating March 27, 1987 as the date upon which all property in the Prospect Place (Roslyn Lane to Torrey Pines Road) Underground Utility District must be ready to receive underground service and April 17, 1987 as the date for the removal of all overhead utility facilities.

Subitem-B: (R-87-1708) ADOPTED AS RESOLUTION R-267831

Authorizing the City Auditor and Comptroller to open Fund 78017 for the purpose of depositing Public Utilities Commission Case 8209 Utility Undergrounding Allocation Funds for the Prospect Place (Roslyn Lane to Torrey Pines Road) Underground Utility District; authorizing the City Treasurer to receive these funds from the San Diego Gas and Electric Company; authorizing payment to all qualified property owners in the Underground Utility District as

reimbursement for electrical service underground conversion work done on private property from Case 8209 funds held by the City Treasurer for this purpose; authorizing the City Auditor and Comptroller to return to San Diego Gas and Electric Company any undisbursed funds upon written notice from SDG&E that all electric service conversions within a particular district have been completed.

CITY MANAGER REPORT: The Prospect Place (Roslyn Lane to Torrey Pines Road) Underground Utility District was created by the City Council on May 6, 1986. The Resolution creating the District left the matter of the actual dates for converting services and removing overhead facilities to be established later. The action will set March 27, 1987 as the Customer Ready Date, which will require that, upon this date, all affected customers within the underground utility district must have their services prepared to receive service from the new underground system. This action will also establish April 17, 1987 as the Pole Removal Date, which will require that, upon this date, all overhead facilities within the underground utility district must be removed. The utility companies concur with these proposed dates. Council Policy 800-2 provides for the use of California Public Utilities Commission Case 8209 Funds to assist in financing the conversion of private electric service laterals in all underground utility districts. Funding consists of a lump-sum reimbursement based upon the length of the electrical service trench. The property owner remains responsible for all remaining conversion costs.

FILE LOCATION: STRT K-158

COUNCIL ACTION: (Tape location: A375-382.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

* ITEM-106:

Two actions relative to the Taylor Street (Pacific Highway to Presidio Drive) Underground Utility District:
(Old San Diego Community Area. District-2.)

Subitem-A: (R-87-1664) ADOPTED AS RESOLUTION R-267832

Designating May 13, 1987 as the date upon which all property in the Taylor Street (Pacific Highway to Presidio Drive) Underground Utility District must be ready to receive underground service and August 13, 1987 as the date

for the removal of all overhead utility facilities.

Subitem-B: (R-87-1665) ADOPTED AS RESOLUTION R-267833

Authorizing the City Auditor and Comptroller to open Fund No. 78016 for the purpose of depositing Public Utilities Commission Case 8209 Utility Undergrounding Allocation Funds for the Taylor Street (Pacific Highway to Presidio Drive) Underground Utility District; authorizing the City Treasurer to receive these funds from the San Diego Gas and Electric Company; authorizing payment to all qualified property owners in the Underground Utility District as reimbursement for electrical service underground conversion work done on private property from Case 8209 funds held by the City Treasurer for this purpose; authorizing the City Auditor and Comptroller to return to San Diego Gas and Electric Company any undisbursed funds upon written notice from SDG&E that all electric service conversions within a particular district have been completed.

CITY MANAGER REPORT: The Taylor Street (Pacific Highway to Presidio Drive) Underground Utility District was created by the City Council on July 30, 1985. The Resolution creating the District left the matter of the actual dates for converting services and removing overhead facilities to be established later. This action will set May 13, 1987 as the Customer Ready Date, which will require that, upon this date, all affected customers within the Underground Utility District must have their services prepared to receive service from the new underground system. This action will also establish August 13, 1987 as the Pole Removal Date, which will require that, upon this date, all overhead facilities within the Underground Utility District must be removed. The utility companies concur with these proposed dates. Council Policy 800-2 provides for the use of California Public Utilities Commission Case 8209 Funds to assist in financing the conversion of private electric service laterals in all underground utility districts. Funding consists of a lump-sum reimbursement based upon the length of the electrical service trench. The property owner remains responsible for all remaining conversion costs.

FILE LOCATION: STRT K-147

COUNCIL ACTION: (Tape location: A375-382.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

* ITEM-107: (R-87-1640) ADOPTED AS RESOLUTION R-267834

Resolution of Intention of execute a revised Freeway Agreement between the City and State for State Route 94 from Interstate 5 to 0.7 miles west of College Avenue. (Mid-City and Southeast San Diego Community Areas. Districts-3,4, and 8.)

CITY MANAGER REPORT: CalTrans is planning to widen State Route 94 (SR-94) in order to improve the traffic flow on the freeway. The widening of SR-94 requires the reconstruction of the Home Avenue Bridge over SR-94 and the reconstruction of the frontage road south of SR-94, west of Home Avenue. In addition, as part of this job, CalTrans will also eliminate two ramps connecting SR-94 to SR-15 (Wabash Boulevard). The two ramps to be eliminated are: westbound SR-94 to northbound SR-15 (Wabash Boulevard) and southbound SR-15 (Wabash Boulevard) to eastbound SR-94. The two movements to be eliminated by the proposed freeway reconstruction will be able to be accommodated at the SR-94/I-805 interchange. The limits of this agreement, Interstate 5 to 0.07 miles west of College Avenue, were the limits of a previous Freeway Agreement between the City of San Diego and the State of California. CalTrans prefers to modify the existing agreement rather than have two separate agreements for this section of freeway.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A375-382.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

* ITEM-108: (R-87-1661) ADOPTED AS RESOLUTION R-267835

Excusing Council Member Bill Cleator from attending the Special Council meeting of January 15, 1987, for the purpose of attending to other City business, and from all Council and Committee meetings during the period of January 29, 1987 through February 6, 1987, to represent San Diego in Australia in regard to the Sister City Program in Perth.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A375-382.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

* ITEM-109: (R-87-1660) ADOPTED AS RESOLUTION R-267836

Excusing Council Member Judy McCarty from all Council and Council Committee meetings during the period of January 20, 1987 through January 30, 1987, for the purpose of jury duty.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A375-382.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

* ITEM-110: (R-87-1700) ADOPTED AS RESOLUTION R-267837

Excusing Council Member Celia Ballesteros from attending the regularly scheduled Council meeting and Housing Commission meeting of March 2, 1987, to appear as a California State University Board of Trustees guest speaker at a Regional Conference of Professional Educators in Las Vegas, Nevada; and also excusing her from all Council and Committee meetings of March 9-10, 1987, to meet with various legislators in Sacramento, California on official City business.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A375-382.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

* ITEM-111: (R-87-1698) ADOPTED AS RESOLUTION R-267838

Approving and accepting City Manager Report CMR-87-55, dated January 30, 1987 recommending acceptance of the Annual Equal Opportunity Report on Hartson Ambulance Service.

(See City Manager Report CMR-87-55.)

COMMITTEE ACTION: Reviewed by RULES on 2/4/87. Recommendation to accept the report. Districts 3, 4, 6 and Mayor voted yea. District 2 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A375-382.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea,

Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea,
Ballesteros-not present, Mayor O'Connor-yea.

* ITEM-112: (R-87-1673) ADOPTED AS RESOLUTION R-267839

Authorizing the expenditure of an amount not to exceed
\$53,820 from Federal Revenue Sharing Funds, CIP-37-028,
Annual Allocation, Undergrounding of City Utilities as
payment to San Diego Gas and Electric Company, for the
purchase of 19 new street lights to replace existing
pole-mounted street lights in the three underground utility
districts listed below:

District	No. of Lights	Cost
1. Park Boulevard (El Cajon Blvd. to Adams Av.) 37-281.9 JO 118656	3	\$ 6,825
2. Murray Ridge Road (Encino Av. to Harjoan Av.) 37-281.8 JO 118655	11	\$32,813
3. Taylor Street (Pacific Highway to Presidio Dr.) 37-282.1 JO 117852	5	\$14,182
TOTAL	19	\$53,820

(Old San Diego, Park Northeast, Serra Mesa Community Areas.
Districts-2, 3 and 5.)

CITY MANAGER REPORT: As part of the City's Utility
Undergrounding Program, existing pole-mounted street lights must
be replaced with new street lights when the overhead utilities
are removed. Since the City now owns all street lights, it is
necessary for the City to pay this cost. SDG&E has estimated
the cost of installing new street lights to be \$53,820 if
installed by their undergrounding contractor. While the City
has the option of installing the new street lights via a City
contract, the SDG&E cost is less than the estimated \$79,800 cost
of a City project.

Aud. Cert. 8700664.

FILE LOCATION: STRT K-143, K-150, K-147

COUNCIL ACTION: (Tape location: A375-382.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by
the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea,
Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea,
Ballesteros-not present, Mayor O'Connor-yea.

ITEM-113: (R-87-1635) CONTINUED TO MARCH 10, 1987

Authorizing the execution of a first amendment to agreement with Atkinson, Johnson and Spurrier, Inc. for the improvement of Sorrento Valley Road from Sorrento Valley Boulevard to 3,300 feet northerly; authorizing the expenditure of an amount not to exceed \$20,000 from Capital Outlay Fund 30245, CIP-52-099.4, "Sorrento Valley Road - Sorrento Valley Boulevard to 3,300 feet northerly", for the purpose of providing funds for the above project.
(North University Community Area. District-1.)

CITY MANAGER REPORT: On September 12, 1983, by Resolution R-259202, the Council authorized an agreement with Atkinson, Johnson and Spurrier, Inc. to provide Phase II engineering services for the improvement of Sorrento Valley Road from Sorrento Valley Boulevard to 3,300 feet northerly. This project has qualified for approximately 86 percent Federal participation under the Federal Aid Urban (FAU) Program. The preliminary alignment and grade for this road was approved four years ago as part of the environmental documents, and the plans were completed in accordance with that proposal. Portions of the project lie within the 100-year floodplain and will be subject to periodic flooding.

It has now been determined after further analysis of the floodplain that a significantly greater flood protection can be achieved through minor redesign. The accompanying first amendment authorizes the consultant to modify the plans to reflect currently higher design standards and further reduce flooding potential for the roadway. The California Coastal Commission and California Fish and Game agencies have recently mandated mitigating measures that must be included in the project. This amendment provides additional compensation to the consultant to include riparian habitat enhancement work in the contract documents. Also, right-of-way negotiations require that additional drainage facilities be provided by the project which are beyond the consultant's scope of work.

Aud. Cert. 8700659.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A425-436, F019-020.)

MOTION BY McCARTY TO CONTINUE TO MARCH 10, 1987, DUE TO LACK OF TIME. Second by Wolfsheimer. Passed by the following vote:
Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea,
Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-not present,
Mayor O'Connor-yea.

* ITEM-114: (R-87-1666) ADOPTED AS RESOLUTION R-267840

Authorizing the City Manager to execute a memorandum of understanding with the State of California, for joint participation in the widening of La Jolla Village Drive at, over, and across, Interstate Route 5; authorizing the expenditure of an amount not to exceed \$65,000 from CIP-53-041, "La Jolla Village Drive Over I-5", Fund No. 79001.

(University City Community Area. District-1.)

CITY MANAGER REPORT: This project is included in the Council approved Public Facilities Financing Plan and Facilities Benefit Assessment for North University City and FY 1987 Capital Improvement Program. It consists of widening the existing La Jolla Village Drive Bridge at, over, and across Interstate Route 5. The street widening will improve traffic flow in the North University City Community. This agreement between the City of San Diego and the State of California identifies areas of responsibility and financial obligation for the completion of this project. The City shall be responsible for providing the project report, environmental documentation, preparation of plans, specifications, and estimate, and securing of necessary permits. The State of California will review, monitor, and approve all project development and environmental reports, studies and plans, prepare bid documents, advertise, award, and administer the construction contract. This project will be funded 100 percent by Facilities Benefit Assessment. This agreement provides for \$65,000 to be deposited with the State for costs incurred during the project's development.

Aud. Cert. 8700661.

NOTE: See Item 115 for a companion item.

FILE LOCATION: MEET CONFY87-1

COUNCIL ACTION: (Tape location: A375-382.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

* ITEM-115: (R-87-1672) ADOPTED AS RESOLUTION R-267841

Authorizing the City Manager to execute an agreement with Boyle Engineering Corporation, for the design and construction of La Jolla Village Drive over I-5; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$30,000 from CIP-52-281.0, "La Jolla Village Drive/Miramar Road," Fund No. 79001 to CIP-53-041.0, "La Jolla Village Drive Bridge Over I-5,"

Fund No. 79001; authorizing the expenditure of not to exceed \$250,000 from CIP-53-041.0, "La Jolla Village Drive Bridge Over I-5," Fund No. 79001 for the purpose of providing funds for the above project.

(University City Community Area. District-1.)

CITY MANAGER REPORT: The City of San Diego Capital Improvement Program identifies two projects to complete the widening of La Jolla Village Drive to six lanes. The widening of the existing La Jolla Village Drive bridge over I-5 is identified as CIP-53-041.0 and the street widening of the remainder of La Jolla Village Drive between Torrey Pines Road and Eastgate Mall as CIP-52-281.0. The widening of La Jolla Village Drive to six lanes identified as CIP-52-281.0, will be constructed in three phases: Phase I between I-5 and Eastgate Mall is currently under construction; Phase II between Villa La Jolla and I-5 ; and Phase III between Torrey Pines Road and Villa La Jolla Drive. It is now proposed to include construction of Phase II with this bridge widening project. This will thereby materially improve traffic operations when the widening of the bridge is completed. The bridge widening project, together with the Phase II project, will provide a raised median, three through lanes in each direction, two eight-foot shoulders, sidewalks on both sides, ramp modifications, two left-turn storage lanes at Villa La Jolla Drive, two auxiliary lanes between Villa La Jolla and I-5, ramp metering system, two new traffic signals at the I-5 off-ramp and modification of the signal at Villa La Jolla Drive. It is not feasible to design this project utilizing City staff as they are already committed to other projects. Additionally, the project requires special technical skills and expertise that is not now available within present City staff. Staff thereby recommends that the City employ the firm of Boyle Engineering Corporation to provide construction documents and engineering services necessary for this project. The consultant was chosen in accordance with Council Policy 300-7.

Aud. Cert. 8700658.

NOTE: See Item 114 for a companion item.

FILE LOCATION: MEET CCONFY87-1

COUNCIL ACTION: (Tape location: A375-382.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

* ITEM-116: (R-87-1608) ADOPTED AS RESOLUTION R-267842

Authorizing the negotiation of an amendment to the agreement with San Diego Entertainment, Inc., operator of the San Diego Sports Arena, which amendment would provide, subject to the requirement to obtain a Conditional Use Permit, for the operation of the swap meets and the payment of additional rents to the City.

(See City Manager Report CMR-87-74. Midway Community Area. District-2.)

COMMITTEE ACTION: Reviewed by PFR on 2/25/87. Recommendation to authorize the City Manager to negotiate an amendment to the Sports Arena Operation Agreement concerning the operation of the swap meet. Districts 2, 3, 5, 7 and 8 voted yea.

FILE LOCATION: LEAS San Diego Entertainment, Inc.
LEASFY87-1

COUNCIL ACTION: (Tape location: A375-382.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

* ITEM-117: (R-87-1403) ADOPTED AS RESOLUTION R-267843

Authorizing the execution of an encroachment agreement with Daley Corporate Center, for construction services; authorizing the City Treasurer to receive \$60,000 from the Hooberman Group to be deposited into the Water Utilities Sewer Revenue Fund.

(Serra Mesa Community Area. District-5.)

CITY MANAGER REPORT: In 1977, the Murphy Canyon Trunk Sewer was constructed within a previously established sewer easement. This easement, which was created on November 7, 1966 (County Recorder No. 66-1777118) and May 29, 1974 (No. 74-140241), precluded the encroachment of any structures within its boundaries. In 1985 the Hooberman Group approached the City Manager's Office about the possibility of entering into an encroachment agreement which would permit them to construct a retail commercial center within a portion of the easement northerly of Aero Drive. Subsequent discussions resulted in the developer agreeing to the following in consideration of the encroachment:

- 1) The Hooberman Group shall deposit with the City \$60,000 towards any potential repair costs to the affected sewer. These monies would be non-refundable and would be deposited in the Water Utilities Department's Sewer Revenue Fund.
- 2) An additional easement shall be granted to the City by Daley

Corporate Center as a potential alternate alignment for the sewer. This easement shall be subject to normal easement agreement requirements.

3) No piling shall be constructed within the alternate alignment and no other subsurface excavation closer than ten feet above any sewer line within this easement.

WU-M-87-081.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A375-382.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

* ITEM-118: (R-87-1679) ADOPTED AS RESOLUTION R-267844

Authorizing the execution of a Joint Use Agreement with San Diego Gas and Electric Company, for that portion of Quarter Section 83 of Rancho de la Nacion where SDG&E's 6-foot-wide gas and electrical easement crosses the City's existing 30-foot-wide water main easement.

(Bonita Community Area.)

CITY MANAGER REPORT: The City of San Diego has a 30-foot-wide easement for the Bonita Pipeline within the site of a residential subdivision being constructed on the south side of Highway 54 in the Bonita area. To furnish underground gas and electrical service to the new subdivision, SDG&E needs to cross the City's easement with a 6-foot-wide easement of its own. SDG&E has been granted an easement by the property owner, but still must enter into a Joint Use Agreement with the City of San Diego to allow SDG&E's easement to cross that of the City. The Joint Use Agreement proposed for execution by the City Manager is a standard form which provides for mutual use of the common easement area by both SDG&E and the City and specifies the rights and obligations of both parties. Since the City's easement preceded that of SDG&E, the City's rights under the agreement are superior to those of SDG&E. The proposed Joint Use Agreement has been cleared with the Water Utilities Department. The small area of land shared by the City's and SDG&E's easements comprises about 180 square feet. It is customary for SDG&E and the City not to charge each other a processing fee for Joint Use Agreements.

FILE LOCATION: MEET CONFY87-1

COUNCIL ACTION: (Tape location: A375-382.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by

the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

ITEM-150: (R-87-1536) CONTINUED TO MARCH 10, 1987 FOR A STAFF REPORT AND ADOPTED AS RESOLUTION R-267845

Approving the plans and specifications for the traffic signal at Eads Avenue and Pearl Street, but without the left turn lanes and without a parking prohibition on Pearl Street.

(See City Manager Report CMR-86-575. La Jolla Community Area. District-1.)

COMMITTEE ACTION: Initiated by TLU on 12/8/86. Recommendation to approve the Manager's alternative recommendation to install a traffic signal at the intersection of Eads Avenue and Pearl Street without left turn lanes and without a parking prohibition. Districts 1,6, and 7 voted yea. District 4 not present. District 8 vacant.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A442-447, F019-020.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

The City Manager requested that the item be trailed to later in the meeting to allow for a staff report.

MOTION BY McCARTY TO CONTINUE TO MARCH 10, 1987, DUE TO LACK OF TIME. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

ITEM-200: (O-87-159) INTRODUCED, TO BE ADOPTED MARCH 24, 1987

Introduction of an Ordinance amending Ordinance O-16649 (New Series), as amended, entitled "An Ordinance Establishing a Schedule of Compensation for Officers and Employees of the City of San Diego for the Fiscal Year 1986-1987" to create the new position of ARJIS Administrator; amending Exhibit B to said Ordinance to include said position in the Police category; establishing a rate of pay therefor at rate number 25.3; incorporating

said position in Group F of the overtime eligibility
Resolution R-265708 as ineligible for overtime.

(See Report from the Personnel Director dated 1/29/87.)

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A459-461.)

MOTION BY STRUIKSMA TO INTRODUCE. Second by Jones. Passed by
the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea,
Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea,
Ballesteros-not present, Mayor O'Connor-yea.

ITEM-201: (R-87-2148) ADOPTED AS RESOLUTION R-267846

19870309

Matter of PRESENTING the CITY CLERK'S CERTIFICATION of
sufficiency and future Council Action on QUALIFIED BELMONT
PARK INITIATIVE.

Today's action is to:

- a. Approve the legislative act proposed by the
initiative petition, or
- b. Reject the act and direct the City Attorney to
prepare an Ordinance calling a special election to
be consolidated with the regularly scheduled
election of November 3, 1987, or
- c. Take no action, in which case by March 19, 1987
the Council must either approve the act or call
for a special election.

CITY CLERK REPORT: On February 9, 1987, the Save Mission
Beach Park Association filed with the City Clerk's Office an
initiative petition regarding commercial development on
City-owned land. The petition was filed within the prescribed
time period of 180 days following the date of publication of a
notice of intent to circulate petition. On February 19, 1987,
the Registrar of Voters completed the petition signatures
verification by use of a random sampling method authorized by
the San Diego Municipal Code. The petition was found to contain
the valid signatures of over ten percent of the City's
registered voters as required by the Charter for direct
submission to the voters. Action by Council for Ten Percent
Petition is set forth in Municipal Code Section 27.2521:

"If the petition presented to the Council contains the
signatures of ten percent or more of the voters, the
Council must within ten days approve or reject the
legislative act as presented but may not amend it."

Further, Municipal Code Section 27.2522 provides:

"If the Council rejects a legislative act proposed by an

initiative petition containing the signatures of ten percent or more of the voters or fails to act within the time prescribed, then the Council shall within ten days call a special election at which the act, without alteration, shall be submitted to the people. The special election shall be consolidated with the next election at which the matter can be placed on the ballot and all the voters in the City are entitled to vote."

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A475-E177.)

Motion by Wolfsheimer to continue to see if Council could work for a special mail election so that it could be counted before November. Second by O'Connor. Failed by the following vote: Wolfsheimer-yea, Cleator-nay, McColl-nay, Jones-nay, Struiksmay-nay, Gotch-nay, McCarty-nay, Ballesteros-not present, Mayor O'Connor-yea.

MOTION BY GOTCH TO DIRECT THE CITY ATTORNEY TO PREPARE AN ORDINANCE CALLING A SPECIAL ELECTION TO BE CONSOLIDATED WITH THE REGULARLY SCHEDULED ELECTION OF NOVEMBER 3, 1987. Second by Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

ITEM-202: (O-87-84) CONTINUED TO MARCH 10, 1987, 9:30 A.M.

(Continued from the meeting of November 18, 1986, Item 333, and January 13, 1987, Item 331; last continued at the request of the Planning Department and Dorothy Leonard, to allow the City School Task Force to meet and discuss the MOU.)

Matter of a proposal to amend Chapter X (Planning and Zoning Regulations) of the San Diego Municipal Code by: Introducing the concept of an Institutional Overlay Zone to be applied to property designated for institutional purposes on adopted general, community or specific plans. Today's action will consider the enabling legislation only. Future noticed public hearings will apply the overlay zone to specific lots or parcels within the City of San Diego. Introduction of an Ordinance to amend the San Diego Municipal Code relating to the Institutional Overlay Zone.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: E172-H456.)

Hearing began 5:12 p.m. and halted 7:30 p.m.

The hearing was opened.

Testimony in favor by Michael Oxman, Kathleen Giles, Bob

Hartment, Ann Jackson, Jim Kelly-Markham, Lynn Benn, Claudia Engstrom, Sue Oxley, and Craig Ludwick.

Motion by McCarty to suspend the rules to extend the Council Meeting to 6:30 p.m. and to continue ITEMS 102, 113, 150, and 206 to March 10, 1987. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

Testimony in opposition by John Thelan, Barry Crane, Mark Greenstein, Blair Sadler, Ron Battle, Tod Bradley, Dorothy McDauber, and John Hendricks.

Council Member Cleator left at 6:00 p.m.

Testimony in opposition by Herb Christ, William Carl, Kay Davis, John Leppert, Lance Burris, Dorothy Hom, and Wayne Gurgonus.

Testimony in favor by Byron Wear, Lita Helen Bowles, and Dorothy Leonard.

Motion by Struiksma to suspend the rules to extend the Council Meeting to 7:04 p.m. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

Motion by Jones to extend the time of the meeting to 7:30 p.m.

Second by McColl. Passed by the following vote:

Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

Motion by McColl to continue to revise the ordinance to limit the application to public property. Second by Jones. Motion withdrawn.

MOTION BY McCARTY TO INTRODUCE THE ORDINANCE AS DOCKETED.

Second by Wolfsheimer. Failed by the following vote:

Wolfsheimer-yea, Cleator-not present, McColl-nay, Jones-nay, Struiksma-nay, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

MOTION BY McCOLL TO CONTINUE TO MARCH 10, 1987, AND DIRECT STAFF TO COME BACK WITH AN ORDINANCE THAT APPLIES TO PUBLIC PROPERTY ONLY. Second by Jones. Passed by the following vote:

Wolfsheimer-nay, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

Motion by McColl to extend the Council Meeting to 8:00 p.m.

Second by Gotch. Passed by the following vote:

Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-not present. Mayor O'Connor-yea.

ITEM-203: (R-87-1323) CONTINUED TO MARCH 10, 1987, 9:30 A.M.

(Continued from the meeting of January 13, 1987, Item 330, at the request of the Planning Department and Dorothy Leonard, to allow the City School Task Force to meet and discuss the MOU.)

Adoption of a Resolution approving a Memorandum of Understanding between the City of San Diego and the San Diego Unified School District regarding procedures for surplus school sites pursuant to Education Code Section 39390 et seq., and a planning process for surplus school sites.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: H503-545.)

MOTION BY JONES TO CONTINUE TO MARCH 10, 1987, 9:30 A.M. TO BE TAKEN WITH ITEM-202. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

ITEM-204: CONTINUED TO MARCH 24, 1987

(Continued from the meeting of February 23, 1987, Item 112, at Council Member Ballesteros' request, to allow for sufficient time to work out the problems associated with this street vacation.)

Two actions relative to vacating Fairmount Avenue:
(See City Manager Report 87-83. Mid-City Community Area. District-8.)

Subitem-A: (R-87-1604)

Vacating Fairmount Avenue, adjacent to Lots 15 and 23 in Block 22 of Lexington Park, and the adjoining alley adjacent to Lots 11-15 and 23-24 in Block 22 of Lexington Park, under the procedure for the summary vacation of streets; reserving and excepting from the foregoing vacation the right, easement and privilege of placing, constructing, repairing, replacing, maintaining, using and operating public utilities of any kind or nature; reserving and excepting from vacation and abandonment, easements, and rights of any public utility pursuant to any existing franchise or renewal thereof; declaring that the easement reserved herein is in, under, over, upon, along and across that portion of Fairmount Avenue and the adjoining alley; declaring that this resolution shall not become effective

unless and until the following conditions have been met:

a) Approval and recordation of a consolidation parcel map for the affected parcels; b) Issuance and bonding for required public improvements to include curb, gutter and sidewalk constructed across the easterly terminus of the vacation, satisfactory to the City Engineer. In the event the above items are not completed by 18 months after adoption, this resolution shall become void and be of no further force or effect; directing the City Engineer to advise the City Clerk of the completion of the aforementioned conditions.

Subitem-B: (R-87-1605)

Certifying that the information contained in Environmental Negative Declaration END-86-0261, issued in connection with Mid-City Development Permit (MCD-86-0261), has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and the State guidelines thereto, and that said Declaration has been reviewed and considered by the Council.

FILE LOCATION: STRT J-2642 DEED F-3795

COUNCIL ACTION: (Tape location: A260-265.)

MOTION BY McCARTY TO CONTINUE TO MARCH 24, 1987, AT COUNCIL MEMBER BALLESTEROS' REQUEST FOR HER TO BE PRESENT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

ITEM-205: (R-87-1744) TRAILED TO MARCH 10, 1987 DUE TO LACK OF TIME

Nominating the following persons to serve on the San Diego Data Processing Corporation Board of Directors:
(See memorandum from Mayor O'Connor dated 2/24/87 with resumes attached.)

Name	Category Represented	Term Expires
C. Marty Roos (Re-election)	Finance	7/1/89
Arvella Murray (Re-election)	General Business	7/1/89
William D. D'Alessio (Re-election)	Data Processing	7/1/89
Roger Talamantez (To replace Chris Harlow,	Data Processing	7/1/88

who has resigned)

Re-electing C. Marty Roos, Arvella Murray, and William D. D'Alessio to the Board of Directors of the San Diego Data Processing Corporation after full and complete public discussion and deliberation, and electing Roger Talamantez to serve out the term of Chris Harlow.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: --.)

ITEM-206: (R-87-1632) CONTINUED TO MARCH 10, 1987

Authorizing the execution of an agreement with ARA Leisure Services, Inc. for the sale of novelties at San Diego Jack Murphy Stadium for Super Bowl XXII on January 31, 1988; authorizing the City Auditor and Comptroller to establish a special fund for Super Bowl XXII for the deposit of funds from this agreement and to offset the expense of hosting the Super Bowl XXII.

(See City Manager Report CMR-87-100. Mission Valley Community Area. District-5.)

NOTE: See Item 207 for a companion item.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A123-127, F050-060.)

MOTION BY McCARTY TO CONTINUE TO MARCH 10, 1987, DUE TO LACK OF TIME. Second by Wolfsheimer. Passed by the following vote:

Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

ITEM-207: DISCUSSION HELD

Discussion in the matter of a status report on the planning for the 1988 Super Bowl from the Chairman of the Super Bowl Task Force.

NOTE: See Item 206 for a companion item.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A127-241.)

Report presented.

ITEM-S400: (R-87-1755) TRAILED TO MARCH 10, 1987

Proclaiming the week of March 8 through 14, 1987 as Girl Scout Week in San Diego.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: --.)

ITEM-S401: (R-87-1763) TRAILED TO MARCH 10, 1987 DUE TO LACK OF TIME

Authorizing the City Manager to enter into a Letter Agreement with the Irish Congress of Southern California, pursuant to which the City Manager will reimburse the Irish Congress not to exceed \$3,000 from the Fiscal Year 1987 Unallocated Reserve, which amount represents fees the City will receive from People Feeders above and beyond the fees normally paid on an average Saturday in Balboa Park, in the support of the St. Patrick's Day Parade on March 14, 1987. (See City Manager Report CMR-87-89 and Committee Consultant Analysis PFR-87-7.)

COMMITTEE ACTION: Initiated by PFR on 2/25/87. Recommendation to approve the request by the Irish Congress of Southern California to donate rent generated by the Balboa Park concessionaires to defray the cost of the parade. Districts 3, 5 and 7 voted yea. Districts 2 and 8 voted nay. Aud. Cert. 8700702.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: --.)

ITEM-S402: (R-87-1657) TRAILED TO MARCH 10, 1987, DUE TO LACK OF TIME

(Continued from the meeting of March 2, 1987, Item 201, at the City Manager's request, for time to allow the new owner to take care of the problem.)

Declaring the property located at 3237-43 Commercial Street to be a public nuisance; authorizing the City Manager to administratively abate the nuisance no sooner than seven days from the adoption date of this resolution of the residential premises located at 3237-43 Commercial Street by demolition and removal; authorizing the expenditure of an amount not to exceed \$5,540 from the Building Inspection Enterprise Fund (Fund 41300, Dept. 1300, Org. 3423, Acct. 4222, Job Order 3433) to be expended for such demolition work; declaring that a record of the cost of all such work performed shall be transmitted to the City Council, which shall consider the same to be paid and levied as a special assessment against the property.

(See City Manager Report CMR-87-92. Southeast San Diego Community Area. District-4.)

Aud. Cert. 8700147.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: --.)

ITEM-S403: CONTINUED TO MARCH 16, 1987

Approving the list of transportation projects shown on attachment "A" to City Manager Report CMR-87-78 for inclusion in the SANDAG expenditure plan of the proposed 1/2 percent sales tax initiative.

(See City Manager Report CMR-87-78.)

COMMITTEE ACTION: Reviewed by RULES on 3/4/87. Recommendation to send to Council without a recommendation. Districts 2, 3, 4 and Mayor voted yea. District 6 not present.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A285-299.)

MOTION BY McCARTY TO CONTINUE TO MARCH 16, 1987, AT THE CITY MANAGER'S REQUEST TO ALLOW TIME TO RESPOND TO QUESTIONS FROM COUNCIL MEMBERS. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

ITEM-S404: (R-87-1769) TRAILED TO MARCH 10, 1987, DUE TO LACK OF TIME

Council confirmation of the following appointments by the Mayor to the Board of Appeals and Advisors (Buildings), for two-year terms ending March 1, 1989:

Berenice M. Bernard (To replace Richard Hoagland, who has resigned)

Richard L. Miller (To replace Roxanna R. Springle, who has resigned)

(See memorandum from Mayor O'Connor dated 3/3/87 with resumes attached.)

FILE LOCATION: --

COUNCIL ACTION: (Tape location: --)

ITEM-S405: (R-87-1773) CONTINUED TO MARCH 10, 1987

Authorizing the execution of an agreement with building permit applicants in the Pump Station No. 64 service area, to deny final occupancy until improvements to expand Pump Station No. 64 are completed.

(Torrey Pines Community Area. District-1.)

CITY MANAGER REPORT: On January 23, 1987, the California Regional Water Quality Control Board (RWQCB) issued Addendum No.

3 to Cease and Desist Order No. 86-69. This order states in part that prior to the completion of the new pumps that "in the event that measured average dry weather flows (ADWF) as determined on a seven day running average combined with projected increases in ADWF to Pump Station No. 64 exceed 205 MGD, then the addition of new discharges to Pump Station No. 64 shall be prohibited." In August, 1986, the ADWF was measured to be 18.8 MGD. As of February 13, 1987, an additional 2147.7 Equivalent Dwelling Units (EDUs) have been finalized for an increase of 0.6 MGD and resulting in an ADWF of 19.4 MGD. Analysis of Building Inspection Department records indicate that permits for 5818 EDUs have been issued for which final inspection has not yet been received. At a rate of 400 EDUs per month it is possible that a flow of 20.5 MGD could be reached before the new pumps are completed. As a result, the City Manager on February 19, 1987, directed the Building Inspection Department to cease the issuance of building permits unless the owner/builder agrees not to request a final inspection, installation of a water meter or to occupy the building until the new pumps are installed. As it is advisable to record the agreement with the County Recorder's office, it is necessary for City Council to authorize this action. Permits for the following will not require execution of the agreement: 1) model homes; 2) remodeling and additions where no additional fixtures are provided; 3) interior and exterior building completion (tenant improvements); 4) building permit time extensions; 5) public facilities such as schools, libraries, fire stations and park facilities; and 6) one single family residence which will be occupied by the owner/builder.

WU-U-87-119.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: I096-180.)

MOTION BY WOLFSHEIMER TO CONTINUE TO MARCH 10, 1987, 11:30 A.M.

AT COUNCIL MEMBER WOLFSHEIMER'S REQUEST TO ALLOW TIME FOR REVIEW OF THE CITY MANAGER'S REPORT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-not present, McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

ITEM-S406: CONTINUED TO MARCH 10, 1987

The matter of the cessation of the issuance of building permits which require a sewer hookup in the Sewer Pump Station 64 area within the City of San Diego.

(See memorandums from the City Manager dated March 5,

1987.)

FILE LOCATION: --

COUNCIL ACTION: (Tape location: I096-180.)

MOTION BY WOLFSHEIMER TO CONTINUE TO MARCH 10, 1987, 11:30 A.M.
AT COUNCIL MEMBER WOLFSHEIMER'S REQUEST TO ALLOW TIME TO REVIEW
THE CITY MANAGER'S REPORT. Second by McCarty. Passed by the
following vote: Wolfsheimer-yea, Cleator-not present,
McColl-yea, Jones-yea, Struiksma-yea, Gotch-not present,
McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.

ADJOURNMENT:

The meeting was adjourned by Mayor O'Connor at 7:55 p.m.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: I180-195).

MOTION BY McCARTY TO ADJOURN IN MEMORY OF FREDERICK WILLIAM
ALLEN AND ETHEL MOATS. Second by Wolfsheimer. Passed by the
following vote: Wolfsheimer-yea, Cleator-not present,
McColl-yea, Jones-yea, Struiksma-yea, Gotch-not present,
McCarty-yea, Ballesteros-not present, Mayor O'Connor-yea.